

## Anacheka-nasemann, Alan R NAE

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**From:** Anacheka-nasemann, Alan R NAE  
**Sent:** Wednesday, December 05, 2007 2:47 PM  
**To:** 'aetoniru@ETEngineering.com'  
**Subject:** Beacon Park Realty (Trailer Park), W. Bridgewater, MA

**Attachments:** DrwgLstARN.doc; eng4345a.pdf



DrwgLstARN.doc (44 KB)



eng4345a.pdf (72 KB)

Mr. Etoniru,

I am writing to inquire as to the status of wetland permitting for Mr. Edward J. Medeiros, of Beacon Park Realty Trust. This office received a copy of the Notice of Intent for the proposed construction (as I understand it, after the fact) of a protective berm to protect his trailer park from flooding (including sewage from the City of Brockton) of the Salisbury Plain River. It is unclear exactly what is being proposed, or what jurisdiction, if any this office has.

Section 404 of the Clean Water Act requires a Department of the Army permit for the discharge of dredged or fill material into waters of the United States, including wetlands. At this time, I am writing to inquire as to whether any local or state agencies have identified potential wetlands, and what impacts to waters and wetlands, if any, have occurred.

Your client does not need to submit an application to us if your project meets all the terms and conditions of "Category I" in the Federal permit known as the Massachusetts Programmatic General Permit (PGP) (Link: <http://www.nae.usace.army.mil/reg/mapgp.pdf>). However, an application to the Corps is required if your project is in Category 2 or Category III - Individual Permit (see PGP, Pages 15-17). Please use the attached ENG Form 4345 and reference your existing file number NAE-2007-01556. Alternatively, you may submit a copy of your application to the Massachusetts Department of Environmental Protection for 401 Water Quality Certification (Massachusetts Form BRP WW 07/08) in lieu of the Corps form, if you wish. When preparing plans, please ensure that all pertinent features and labeling are legible. Please refer to the attached list of Information Required for Department of the Army Permits.

Please contact me as soon as possible to discuss this case further.

Thank you,

Alan R. Anacheka-Nasemann, PWS  
Sr. Project Manager/Ecologist, Regulatory Division  
New England District, U.S. Army Corps of Engineers  
696 Virginia Rd.  
Concord, MA 01742-2751  
978-318-8214/8303 (FAX)

ADDITIONAL INFORMATION REQUIRED  
FOR DEPARTMENT OF THE ARMY PERMITS

Applicants must submit a Corps application form (ENG FORM 4345). For the Massachusetts Programmatic General Permit (PGP), the applicant may submit a copy of their **Chapter 91 Waterways License Application** or their **Section 401 water quality certification application (Form BRP WW 10 or BRP WW 11)** in lieu of the Corps Application Form, if these forms have already been submitted to the Massachusetts Department of Environmental Protection. **Please note that the WPA Form 3 – Notice of Intent does not provide sufficient information to the Corps and is not acceptable.**

In order for us to begin processing your application, it will be necessary for you to submit reproducible plans. **The plans must be to scale on 8-1/2" x 11" paper** with a 3/4" margin at the top and must adequately show the proposed work in black-and-white format. Samples of the necessary drawings are enclosed. Please be sure to include all of the pertinent information indicated on the checklist. Original drawings must be dark enough to allow clear reproduction. **Do not use color shading.** If necessary to delineate work, use graphic symbols such as a dot shading, hatching, etc. All text must be readable (minimum 9pt. font) and reproducible. **Simple photo-reductions of 24" X 36" drawings do not meet these criteria and are not acceptable.**

The original plans should include the following necessary information:

Include a vicinity map, which clearly shows the location of the proposed work. This map should contain sufficient information, so that someone unfamiliar with the area will be able to find it. We suggest a photocopy of a U.S.G.S. Quad Sheet with your project site circled.

Provide a one-sheet plan of the entire project depicting **Existing Conditions**. Show limits of wetlands and waterways and indicate direction of stream flow of any waterway.

Provide a one-sheet plan/schematic of the entire project depicting **areas to be filled and any mitigation areas**. If necessary to provide additional details, the schematic should include numbered reference to larger-scale detail sheets attached. Note that detail sheets are only necessary for impact and mitigation areas subject to Department of the Army jurisdiction; it is not necessary to provide detail sheets for areas where no impacts to waters of the U.S. are proposed. Show limits of wetlands and waterways and indicate direction of stream flow of any waterway.

Provide a one-sheet plan of the entire project depicting proposed **Final Conditions**, including buildings, driveways and other infrastructure, remaining wetlands and waterways, and mitigation areas.

Show the existing property lines.

Indicate the ebb and flood in tidal waters and direction of flow in non-tidal waters.

Show the north arrow.

Show the graphic or numerical scale used. For the overall plans/schematics, select an appropriate scale to fit the entire project site on a single 8½" X 11" sheet. For any details sheets, **1" = 100' or larger scale is recommended.**

Show and label the ordinary high water line and ordinary low water line on all views with appropriate elevations.

Show water depths around the project in all views.

Show limits of wetlands and limits of fill to be placed therein.

List names and addresses of adjoining property owners whose property also adjoins the water and is not shown on the plan view. If your project site is within a cove, list names and addresses of everyone in the cove.

State datum used in plan and elevation views. Use mean low water, National Ocean Survey Datum in tidal waters, and National Geodetic Vertical Datum of 1929 in non-tidal waters. Datum used should be obtained from the National Oceanic and Atmospheric Administration Tide Tables, which can be obtained from the following web link:  
<http://www.co-ops.nos.noaa.gov/tides06/tab2ec1b.html#9>

Show limits of temporary and permanent fill to be used in any wetlands and waterways including construction access and work areas, cofferdams, bedding, and backfill.

Where actual limits of fill are to be determined by the contractor, define the maximum permissible limits of the work area.

Show typical cross sections of the roadway/roadbed with a **profile of culverts** to be installed under the roadway. **Use the same scale for horizontal and vertical dimensions.**

Show and label the existing and proposed ground contours or spot elevations on all views. **Use an appropriate contour interval for the scale selected. For example, a 5-foot interval on the overall schematic; a 1-foot interval on detail sheets.**

Waterways and wetlands are vital areas that constitute productive and valuable public resource, the unnecessary alteration or destruction of which is to be discouraged. Therefore, federal regulations state that filling of these resources shall not be permitted unless the applicant clearly demonstrates the following:

a. that the activity associated with the fill must have direct access or proximity to or be located in the water resources in order to fulfill its basic purpose, and that other site or construction alternatives are not practicable; or


b. if the activity associated with the fill does not have to have direct access to the water resources, you must provide information on the need to place fill in the waterway and/or

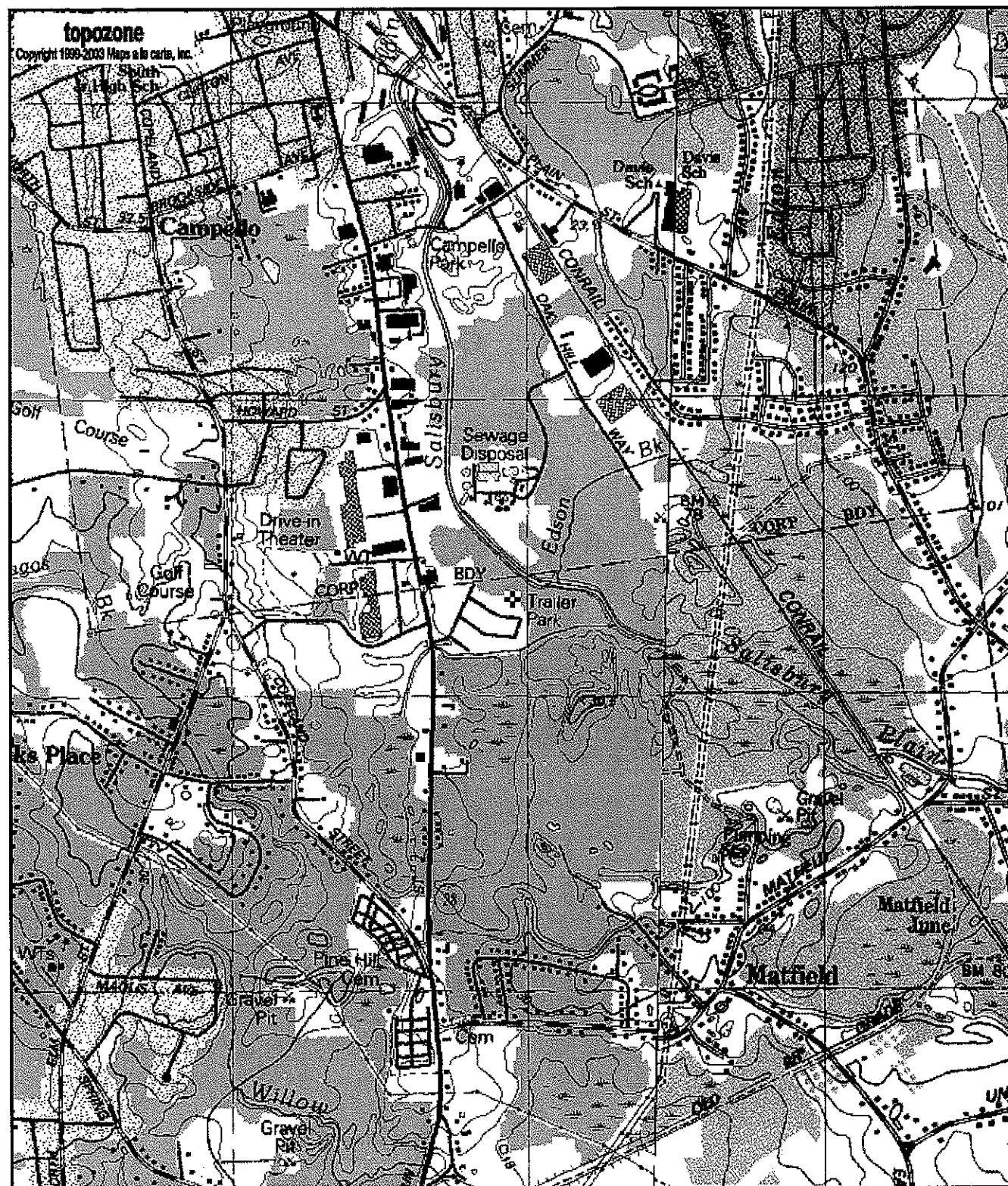
wetlands and the feasibility of alternative sites or methods to accomplish the objective of the project.

The applicant must submit a wetland delineation report showing it was performed in conformance with the 1987 Corps of Engineers Wetlands Delineation Manual. **Data points must be the minimum number necessary to meet criteria of the 1987 Manual, and must be identified on the delineation map. The map and all data sheets identifying the vegetation, soils and hydrology of each data point must be included.**

The applicant, or their agent, must submit a statement they have contacted the appropriate Tribal agencies responsible for Section 106 of the National Historic Preservation Act. Applicable contact information is provided in the enclosed PGP.

It is noted on your application that you propose to commence work in the near future. Please be advised that it may take six months or more to process an application even if there are no substantive objections and the necessary state and local approvals are obtained.

TELEPHONE CONVERSATION RECORD		DATE
SUBJECT OF CONVERSATION Beacon Park Realty Trust		FILE NUMBER NAE-2007-01556
PERSON CALLING Alan Anacheke-Nasemann 	OFFICE CENAE-R-PEA	PHONE NUMBER AND EXTENSION x214
PERSON CALLED Katherine Doherty	ADDRESS W.Bridgewater CC	PHONE NUMBER AND EXTENSION 508-894-4073
SUMMARY OF CONVERSATION I asked her about the status of this project. She indicated it is very complicated; she understands that flooding occurs frequently and that at the same time, CSOs near Brockton WWTP dump raw or partially treated sewage into River, which in turn floods out trailer park with sewage and debris. Trailer park is in low lying area. She indicated that developer (Medairos) began bulldozing operations, but she was unclear as to whether wetlands were involved. She referred me to:  Azu Etoniru, ET Engineering, 508-697-5215.		



**April 18, 2007**

NAE-2007-1556

/02

**Dept. of the Army  
North East District  
Corps of Engineers  
696 Virginia Road  
Concord Ma. 01742-2751**

**Beacon Park Realty Trust  
Westbridge Landing 55 and over Community  
Edward J. Medairos Trustee  
855 North Main Street  
West Bridgewater, Ma. 02379**

**Re: Notification of DEP Filing**

**Dear Sir/Madam**

**Enclosed please find a copy of the filing sent to the  
D.E.P. and Natural Heritage Endangered  
Species Program.**

**If you should have any questions please contact me @  
(508) 279-2897 or Mr. Thomas Tyrell, Chairman  
of the West Bridgewater Conservation Commission @  
(508) 894-4073**

**Respectfully yours,**

*Edward J. Medairos* TRUSTEE

**Edward J. Medairos Trustee  
Beacon Park Realty Trust**

RECEIVED  
APR 20 2007  
REGULATORY DIVISION



**Beacon Park Realty Trust**  
**Edward J. Medeiros, Trustee**  
 992 Bedford Street Suite 2  
 Bridgewater, MA 02324

THE COMMUNITY BANK  
 BROCKTON 02301

2233

4/18/2007

53-7147 / 2113 01

PAY TO THE  
 ORDER OF **Commonwealth of Massachusetts D.E.P.**

\$ \*\*238.50

Two Hundred Thirty-Eight and 50/100\*\*\*\*\* DOLLARS

Commonwealth of Massachusetts D.E.P.

*Edward J. Medeiros*  
 AUTHORIZED SIGNATURE

MEMO

Filing Fee

⑈002233⑈ ⑆211371476⑆ 5630 1946 0⑈

**Beacon Park Realty Trust**  
**Edward J. Medeiros, Trustee**  
 Commonwealth of Massachusetts D.E.P.

Filing fee

4/18/2007

2233

238.50

Community Bank-Che Filing Fee

238.50

**Beacon Park Realty Trust**  
**Edward J. Medeiros, Trustee**  
 Commonwealth of Massachusetts D.E.P.

Filing fee

4/18/2007

2233

238.50

Community Bank-Che Filing Fee

238.50

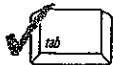




Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands  
**NOI Wetland Fee Transmittal Form**  
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**Important:**

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



**A. Applicant Information**

1. Applicant:

EDWARD

MEDAIROS

BEACON PIC REALTY TRUST

a. First Name

b. Last Name

c. Company

992 BEDFORD ST.

d. Mailing Address

BRIDGEWATER

e. City/Town

Ma.

f. State

02324

g. Zip Code

(508) 279-2897

h. Phone Number

2. Property Owner (if different):

SAME

a. First Name

b. Last Name

c. Company

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

3. Project Location:

855 No. Main St.

a. Street Address

W. BRIDGEWATER

b. City/Town

To calculate filing fees, refer to the category fee list and examples in the Instructions for WPA Form 3 (Notice of Intent).

**B. Fees**

**Notice of Intent (Form 3) or Abbreviated Notice of Intent (Form 4):**

The fee should be calculated using the following six-step process and worksheet. **Please see Instructions before filling out worksheet.**

**Step 1/Type of Activity:** Describe each type of activity that will occur in wetland resource area and buffer zone.

**Step 2/Number of Activities:** Identify the number of each type of activity.

**Step 3/Individual Activity Fee:** Identify each activity fee from the six project categories listed in the instructions.

**Step 4/Subtotal Activity Fee:** Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

**Step 5/Total Project Fee:** Determine the total project fee by adding the subtotal amounts from Step 4.

**Step 6/Fee Payments:** To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands  
**NOI Wetland Fee Transmittal Form**  
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**B. Fees** (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
FLOOD CONTROL (CAT. 2)	1	500. <sup>00</sup>	500. <sup>00</sup>

Step 5/Total Project Fee: 500.<sup>00</sup>

**Step 6/Fee Payments:**

Total Project Fee: 500.<sup>00</sup>  
a. Total fee from Step 5  
State share of filing fee: 238.<sup>50</sup>  
b. 1/2 total fee less \$12.50  
City/Town share of filing fee: 262.<sup>50</sup>  
c. 1/2 total fee plus \$12.50

**C. Submittal Requirements**

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection  
Box 4062  
Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.
- c.) **To DEP Regional Office:** Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40; and  
West Bridgewater Wetlands Protection By-law Article XXXVIII

Provided by DEP

DEP File Number
Document Transaction Number

City/Town

**A. General Information**

1. Project Location (Note: electronic filers will click on button for GIS locator):

855 North Main Street

a. Street Address

West Bridgewater

b. City/Town

02379

c. Zip Code

Latitude and Longitude, if Known:

42-02-35 N

d. Latitude

71-00-16 W

e. Longitude

MAP 12 PLOT 5

f. Assessors Map/Plat Number

g. Parcel /Lot Number

2. Applicant:

EDWARD

a. First Name

MEDAIROS

b. Last Name

BEACON PARK REALTY TRUST

c. Company

992 BEDFORD ST.

d. Mailing Address

BRIDGEWATER

e. City/Town

MA.

f. State

02324

g. Zip Code

(508) 279-2897

h. Phone Number

(508) 279-2789

i. Fax Number

j. Email address

3. Property owner (if different from applicant):

☐ Check if more than one owner

SAME

a. First Name

b. Last Name

c. Company

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

N/A

a. Firm

b. Contact Person First Name

c. Contact Person Last Name

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

a. Total Fee Paid

b. State Fee Paid

c. City/Town Fee Paid

6. General Project Description:

Protective BERM & FILL AREA TO PREVENT THE INFLOW OF RAW SEWAGE & PECAI MATERIAL (SEE ATTACHED LETTER FROM W. BRIDGEWATER FIRE CHIEF) FROM THE BROCKTON SEWER TREATMENT FACILITY DUE TO ILLEGAL SEWAGE DISCHARGE (SEE EPA COMPLAINT) FROM BROCKTON INTO EXISTING OVER 55 COMMUNITY IN WEST BRIDGEWATER



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by DEP:

DEP File Number

Document Transaction Number

City/Town

**A. General Information (continued)**

7. Project Type Checklist:

- |   |   |
|---|---|
| a. <input type="checkbox"/> Single Family Home                | b. <input type="checkbox"/> Residential Subdivision             |
| c. <input type="checkbox"/> Limited Project Driveway Crossing | d. <input type="checkbox"/> Commercial/Industrial               |
| e. <input type="checkbox"/> Dock/Pier                         | f. <input type="checkbox"/> Utilities                           |
| g. <input type="checkbox"/> Coastal Engineering Structure     | h. <input type="checkbox"/> Agriculture – cranberries, forestry |
| i. <input type="checkbox"/> Transportation                    | j. <input checked="" type="checkbox"/> Other                    |

8. Property recorded at the Registry of Deeds for:

PLYMOUTH

a. County

b. Page Number

c. Book

d. Certificate # (if registered land)

9. Has work been performed on the property under an Order of Resource Area Delineation involving Simplified Review within 3 years of the date of this application?

- a. ☐ Yes b. ☒ No

If yes, no Notice of Intent or Request for Determination of Applicability may be filed for work within the 50-foot-wide area in the Buffer Zone along the resource area during the three-year term of an Order of Resource Area Delineation, or any Extended Order, or until the applicant receives a Certificate of Compliance, whichever is later.

10. Buffer Zone Only - Is the project located only in the Buffer Zone of a bordering vegetated wetland, inland bank, or coastal resource area?

- a. ☒ Yes - answer 11 below, then skip to Section C.  
b. ☐ No - skip to Section B.

11. Buffer Zone Setback – For projects that involve work only in the buffer zone, select the applicable adjacent resource area (check one):

- a. ☐ BVW b. ☐ inland bank c. ☐ coastal resource area

The distance between the closest project disturbance and the associated resource area is:

d. linear feet



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

# WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40; and  
West Bridgewater Wetlands Protection By-law Article XXXVIII

Provided by DEP:
DEP File Number
Document Transaction Number

City/Town

## B. Resource Area Effects

### 1. Inland Resource Areas

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet	2. linear feet
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet	2. square feet
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet	2. square feet
d. <input type="checkbox"/> Bordering Land Subject to Flooding	3. cubic yards dredged	
	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet of flood storage replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet of flood storage replaced
f. <input checked="" type="checkbox"/> Riverfront area		

1. Name of Waterway (if available):

SALISBURY RIVER

2. Width of Riverfront Area (check one):

- ☐ 25 ft. - Designated Densely Developed Areas only  
☐ 100 ft. - New agricultural projects only  
☒ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project:

12 ACRES

Square Feet

4. Proposed alteration of the Riverfront Area:

43,000 sq'

0

43,000 sq'

a. Total Square Feet

b. Square Feet within 100 ft.

c. Square Feet between 100 ft. and 200 ft.

5. Has an alternatives analysis been done and is it attached to this NOI?

☐ Yes ☐ No

6. Was the lot where the activity is proposed created prior to August 1, 1996?

☒ Yes ☐ No



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Provided by DEP:

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number \_\_\_\_\_

Document Transaction Number \_\_\_\_\_

City/Town \_\_\_\_\_

**B. Resource Area Effects**

**2. Coastal Resource Areas:**

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

**Online Users:**

Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. Square feet _____ 2. Cubic yards dredged _____	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. Square feet _____	2. Cubic yards beach nourishment _____
e. <input type="checkbox"/> Coastal Dunes	1. Square feet _____	2. Cubic yards dune nourishment _____
f. <input type="checkbox"/> Coastal Banks	1. Linear feet _____	
g. <input type="checkbox"/> Rocky Intertidal Shores	1. Square feet _____	
h. <input type="checkbox"/> Salt Marshes	1. Square feet _____	2. Sq ft restoration, rehab., or creation _____
i. <input type="checkbox"/> Land Under Salt Ponds	1. Square feet _____ 2. Cubic yards dredged _____	
j. <input type="checkbox"/> Land Containing Shellfish	1. Square feet _____	2. Square feet restoration, rehab. _____
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	1. Cubic yards dredged _____	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	1. Square feet _____	

**3. Limited Project:**

Is any portion of the proposed activity eligible to be treated as a limited project subject to 310 CMR 10.24 or 310 CMR 10.53?

a. ☒ Yes ☐ No If yes, describe which limited project applies to this project:

ROUTINE MAINTENANCE & REPAIR OF DRAINAGE DITCHES & WATERCOURSES

b. Limited Project



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by DEP:

DEP File Number

Document Transaction Number

City/Town

**C. Bordering Vegetated Wetland Delineation Methodology**

Check all methods used to delineate the Bordering Vegetated Wetland (BVW) boundary:

1. ☐ Final Order of Resource Area Delineation issued by Conservation Commission or DEP (attached)
2. ☐ DEP BVW Field Data Form (attached)
3. ☐ Final Determination of Applicability issued by Conservation Commission or DEP (attached)
4. ☐ Other Methods for Determining the BVW Boundary (attach documentation):
  - a. ☐ 50% or more wetland indicator plants
  - b. ☐ Saturated/inundated conditions exist
  - c. ☐ Groundwater indicators
  - d. ☐ Direct observation
  - e. ☐ Hydric soil indicators
  - f. ☐ Credible evidence of conditions prior to disturbance

5. Other resource areas delineated:

RECORD RIVER TAKEN FROM PLANS ON

**D. Other Applicable Standards and Requirements**

1. Is any portion of the proposed project located in estimated habitat as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program?

a. ☐ Yes ☒ No

If yes, include proof of mailing or hand delivery of NOI to:  
Natural Heritage and Endangered Species Program  
Division of Fisheries and Wildlife  
Route 135, North Drive  
Westborough, MA 01581

b. Date of Map

2. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

a. ☐ Yes ☒ No

If yes, include proof of mailing or hand delivery of NOI to:  
Division of Marine Fisheries - Southeast Marine Fisheries Station  
50A Portside Drive  
Pocasset, MA 02559

b. ☒ Not applicable – project is in inland resource area only

3. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?

a. ☐ Yes ☒ No

If yes, provide name of ACEC (see instructions to WPA Form 3 or DEP Website for ACEC locations). **Note:** electronic filers click on Website.

b. ACEC

**Online Users:**  
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Provided by DEP:

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number

Document Transaction Number

City/Town

**D. Other Applicable Standards and Requirements**

**Online Users:**  
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

4. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?

a. ☐ Yes ☒ No

5. Is any activity within any Resource Area or Buffer Zone exempt from performance standards of the wetlands regulations, 310 CMR 10.00.

a. ☐ Yes ☒ No

If yes, describe which exemption applies to this project:

b. Exemption

6. Is this project subject to the DEP Stormwater Policy? a. ☐ Yes ☒ No

If yes, stormwater management measures are required. Applicants should complete the Stormwater Management Form and submit it with this form.

b. If no, explain why the project is exempt:

RESIDENTIAL FLOOD MITIGATION & REPAIR OF DRAINAGE  
DITCHES

**E. Additional Information**

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

**Online Users:** Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. ☒ USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)

2. ☒ Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.

3. ☒ Other material identifying and explaining the determination of resource area boundaries shown on plans (e.g., a DEP BVW Field Data Form).

4. ☒ List the titles and dates for all plans and other materials submitted with this NOI.

- N/A 5. ☐ If there is more than one property owner, please attach a list of these property owners not listed on this form.

- N/A 6. ☒ Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.

- N/A 7. ☐ Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.

- N/A 8. ☐ Attach NOI Wetland Fee Transmittal Form

- N/A 9. ☐ Attach Stormwater Management Form, if needed.





Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Provided by DEP:

**WPA Form 3 – Notice of Intent**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number

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City/Town

**F. Fees**

The fees for work proposed under each Notice of Intent must be calculated and submitted to the Conservation Commission and the Department (see Instructions and NOI Wetland Fee Transmittal Form).

No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

1. Municipal Check Number

2. Check date

3. State Check Number

4. Check date

5. Payor name on check: First Name

6. Payor name on check: Last Name

**G. Signatures and Submittal Requirements**

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

Signature of Applicant

Date

Signature of Property Owner (if different)

Date

Signature of Representative (if any)

Date

**For Conservation Commission:**

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents; two copies of pages 1 and 2 of the NOI Wetland Fee Transmittal Form; and the city/town fee payment must be sent to the Conservation Commission by certified mail or hand delivery.

**For DEP:**

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents; one copy of pages 1 and 2 of the NOI Wetland Fee Transmittal Form; and a copy of the state fee payment must be sent to the DEP Regional Office (see Instructions) by certified mail or hand delivery. (E-filers may submit these electronically.)

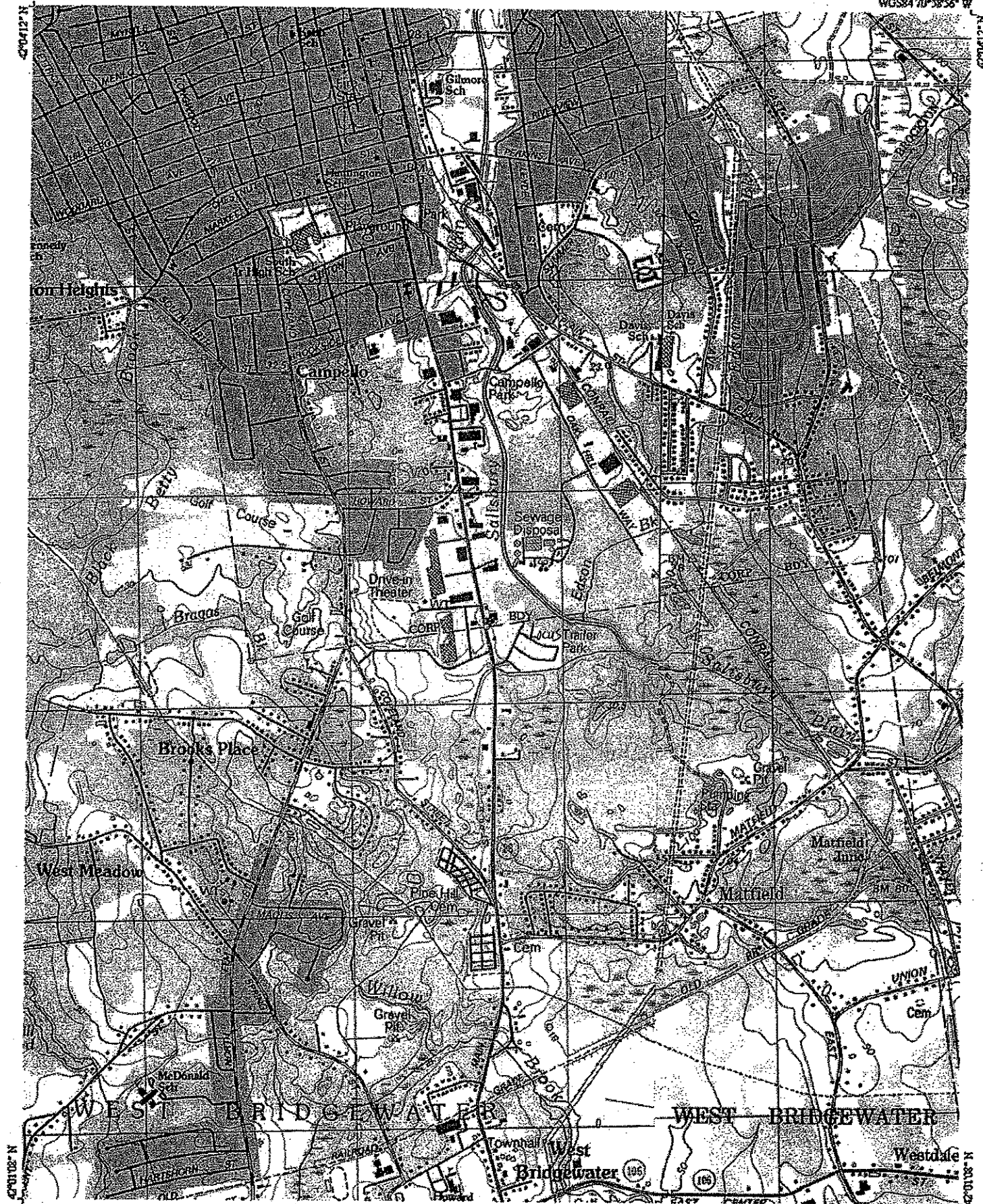
**Other:**

If the applicant has checked the "yes" box in any part of Section D, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.

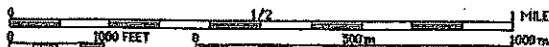
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WGS84 70°58'56" W

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OFFICE OF  
LEONARD T. HUNT  
CHIEF

# TOWN OF WEST BRIDGEWATER

FIRE / EMERGENCY MEDICAL SERVICES

99 WEST CENTER STREET

WEST BRIDGEWATER, MA 02379

(508) 894-1285

FAX (508) 8941287

March 16, 2007

To Whom It May Concern:

This letter will serve to document that over the last several years this department has responded, on numerous occasions, to severe flooding problems @ West Bridgewater Landing, formerly the Beacon Trailer Park.

The flooding has been so severe at this location that the complete evacuation of the residents has, at times, been required.

It must also be noted that there has been evidence of raw sewerage in the water. It has been unclear as to where this material may have originated.

If you should have any further questions, or need any additional information, please do not hesitate to contact me.

Sincerely,



Leonard T. Hunt

Chief

**NOTICE OF PUBLIC HEARING**

The West Bridgewater Conservation Commission will hold a Public Hearing on 20 February 2007 at 7:15 PM in the West Bridgewater Town Hall Conference Room, 65 North Main Street, for a Notice of Intent filed under the West Bridgewater By-law only, by Edward Medeiros, Beacon Park Realty Trust, for routine maintenance and repair of drainage ditches and water courses at 855 North Main Street, West Bridgewater. As this project is within the 100' Outer Riparian Zone, it is therefore subject to the West Bridgewater Wetlands Protection By-law & Rules and Regulations.

All interested persons are welcome to attend to be heard.

Tom Lynell, Chairman

Feb. 12, 2007